



Attorney Docket No. VPI/97-104 CON

NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND
INTERFERENCES

Applicants : Michael Shin-San Su et al.
Application No. : 09/642,749
Confirmation No. : 1079
Filed : August 18, 2000
Group Art Unit : 1634
For : METHODS FOR DESIGNING INHIBITORS OF
SERINE/THREONINE KINASES AND TYROSINE
KINASES

12/22/2003 MDAMTE1 00000078 09642749

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330.00 DP

New York, New York 10020
December 15, 2003

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner, mailed July 14, 2003, in which the rejection of claims 10 and 23 was made final and claims 11-13 were objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form, including all of the limitations of the base claim and any intervening claims. A check in the amount of \$330.00 in payment of the appeal fee is enclosed.

Applicants have concurrently filed a response to the final Office Action and petitioned and paid the fees for a two-month Extension of Time. In this response, applicants have contested the final rejection of claims 10 and 23 and have amended

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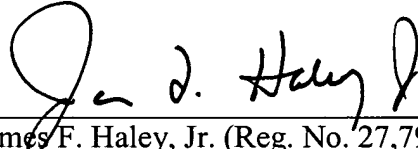
claims 11-13 so as to be in independent, and thus allowable, form. This appeal is timely filed on or before December 14, 2003¹.

The Director is hereby authorized to charge payment of any additional fee, or credit any overpayment, to Deposit Account No. 06-1075. A duplicate copy of this Notice of Appeal is enclosed.

Please Address all correspondence to

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Respectfully submitted,



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¹ The extended day for responding to the communication is December 14, 2003, which falls on a Sunday. Pursuant to 37 C.F.R. § 1.7, applicants submit this response on the next business day.